

CLAY COUNTY BOARD OF COMMISSIONERS

Tuesday, May 13, 2003

8:30 a.m.

Family Service Center of Clay County - Room #4

M I N U T E S

The Clay County Board of Commissioners met in regular session on Tuesday, May 13, 2003, with all commissioners present: Brunsvold, Campbell, Evert, McCarthy, and Waller.

APPROVAL OF AGENDA

On motion by McCarthy, seconded by Waller, and unanimously carried, the agenda was approved with the following additions:

- Reminder: Foster Parent Appreciation Dinner, Thursday, May 15, 2003
- Discussion re: Response to State Auditor Patricia Awada's letter (discussion subsequently removed from agenda by Commissioner Brunsvold)
- Board response to West Central Transportation Survey
- Reminder: Board of Equalization on June 16, 2002, 9:00 a.m.

CITIZENS TO BE HEARD

There were no citizens present who wished to address the Board.

RESOLUTION REGARDING REIMBURSEMENT TO CITIES FOR MONIES SPENT ON
CITY STREETS IN 2002

By consent agenda, the Board adopted the following resolution, authorizing reimbursement to cities for monies spent on the various city streets in 2002:

RESOLUTION 2003-27

IT IS HEREBY RESOLVED, by the Clay County Board of Commissioners that the Clay County Auditor shall reimburse the municipality of the City of Moorhead, a city of the second class in the State of Minnesota, for all monies expended by that government body for the establishing, locating, constructing, improving and maintaining of any County Highway or County State Aid Highway including those within the corporate limits of the City of Moorhead, Clay County, Minnesota. However, the monies expended directly by Clay County for the establishing, location, construction or improvement or maintenance of any County Highway or Clay County State Aid Highway within the corporate limits of the City of Moorhead during the year 2002 shall be deducted prior to the reimbursement of any monies to the City of Moorhead as set forth above.

FURTHER, IT IS HEREBY RESOLVED, that the City of Moorhead shall certify to the County Highway Engineer the location and the purpose for which the said monies were expended and that the said monies were expended during the 2002 annual year. Monies shall not exceed \$173,797.74 and unexpended monies shall be encumbered.

FURTHER, IT IS HEREBY RESOLVED, that the following Cities be reimbursed for money spent on City Streets for 2002 in the following amount:

City of Barnesville	\$9,469.88
City of Comstock	\$574.97
City of Dilworth	\$16,740.26
City of Felton	\$800.86

City of Georgetown	\$446.91
City of Glyndon	\$4,330.48
City of Hawley	\$8,531.94
City of Hitterdal	\$562.70
City of Sabin	\$1,813.88
City of Ulen	\$1,768.74
TOTAL	\$45,040.62

APPROVAL OF GRANT REQUEST FOR CRIME VICTIM ADVOCACY PROGRAM

By consent agenda, the Board authorized submission of a grant request from the State of Minnesota, Center for Crime Victim Services in the amount of \$41,000 for fiscal year 2003 (July 1, 2003-June 30, 2004).

FINALIZE ASSISTANT COUNTY ATTORNEY LABOR CONTRACT

Personnel Director Terry Jacobson requested the Board's authorization to execute the Assistant County Attorney's 2003 labor contract. He noted that the cost of living increase and sick leave severance in the contract are the same as non-union employees.

On motion by Waller, seconded by Brunsvold, and unanimously carried, the Board authorized execution of the 2003 Assistant County Attorney's labor contract.

The Board discussed the fact that it may be in the County's best interest to have the same expiration date for all the labor contracts in the future.

PROPOSED POLICIES FOR MR-RC WAIVER

Ms. Laurie Young, Social Services, presented updated policies for the MR-RC Waivers, which will be forwarded to the Department of Human Services. The policies clarify how to handle changes in needs and service needs the clients may have.

On motion by Brunsvold, seconded by McCarthy, and unanimously carried, the Board approved proposed policies for MR-RC Waivers (on file in Social Services).

APPROVAL OF MONTHLY BILLS AND VOUCHERS

On motion by Campbell, seconded by McCarthy, and unanimously carried, the monthly bills and vouchers were approved for payment.

On motion by Campbell, seconded by Waller, and unanimously carried, credit card charges were approved for payment (MIS - \$100.00, deposit for lodging; Conference fee for commissioner - \$289.00).

AWARD CONTRACT FOR RUBBERIZED ASPHALT CRACK FILLING

On motion by Waller, seconded by Brunsvold, and unanimously carried, the Board awarded the bid for rubberized asphalt crack filling to Precision Sealcoating, Inc., for their low bid of \$64,638.00. A total of five bids were received and opened on May 6, 2003.

AWARD BIDS FOR HIGHWAY DEPARTMENT YEARLY SUPPLIES

On motion by Campbell, seconded by Waller, and unanimously carried, the bid for Asphaltic Road Oils was awarded to the only bidder, Koch Materials Company.

On motion by Waller, seconded by Brunsvold, and unanimously carried, the bid for

Bituminous Mixture was awarded to both bidders, Aggregate Industries and Northern Improvement Company.

On motion by Campbell, seconded by Brunsvold, and unanimously carried, the bid for corrugated metal pipe and pipe arch culverts was awarded to the only bidder, Johnston Fargo Culvert.

On motion by Waller, seconded by Brunsvold, and unanimously carried, all bids submitted for rental of construction equipment were accepted: Fitzgerald Construction Co., Larry's Excavating, Municipal Industrial Contracting, Inc., Strom Construction Co., Pioneer Excavating & Service, Turner Sand & Gravel, Inc., Richards Excavating, Northern States Excavating, Sellin Brothers, Inc.

On motion by Waller, seconded by McCarthy, and unanimously carried, the bids for gravel material were awarded as follows:

- Dunham Gravel, Inc. - Township #'s 1-2, 6-8, and 11-13
- Fitzgerald Construction Company - Township #'s 20 and 21
- Turner Sand & Gravel, Inc. - Township #'s 3-5, 9-10, 14-19, and 22-30.

MINNESOTA STATE BRIDGE BONDING

On motion by McCarthy, seconded by Waller, and unanimously carried, the following resolution was adopted, seeking Governor Pawlenty's sale of the additional \$15,000,000 in State Bridge Bonding which has thus far not been sold:

RESOLUTION 2003-28

**WHEREAS, the 2002 Minnesota Legislature authorized \$45 million in State Bridge Bonding; and
WHEREAS, the Minnesota Governor's office authorized the sale of \$30 million in State Bridge bonding;
and**

WHEREAS, the \$30 million State Bridge Bonding amount has been encumbered for Federal Aid Projects leaving a zero balance in the Bonding Fund; and

WHEREAS, many County and Township Bridge Replacement Projects are waiting for State Bridge Bonding funds in 2003.

NOW, THEREFORE, BE IT RESOLVED, that the Clay County Board of Commissioners respectfully request that Governor Tim Pawlenty authorize the sale of an additional \$15 million in State Bridge Bonding to keep an excellent Bridge Replacement Program on track.

SALE OF COUNTY PROPERTY (2.546 ACRES IN HIGHLAND GROVE TWP.)

County Engineer Jack Cousins informed the Board that an offer has been received for the 2.546 acres in Highland Grove Township east of Hawley, which was acquired by the County in connection with a recent road construction project. The offer is in the amount of \$10,000 and includes a contingency that the prospective buyer is able to find water on the property.

On motion by Campbell, seconded by McCarthy, and unanimously carried, the Board authorized execution of the necessary paperwork for this sale, and authorized the County Administrator to sign any other documents that may be required.

RECOMMENDATIONS FROM CLAY COUNTY RURAL TRANSIT ADVISORY COMMITTEE

Rural Transit Coordinator Georgia Beaudry presented recommendations from the Rural Transit Advisory Committee pertaining to continued operation of the Transit Service in light of recent increases in liability insurance costs, and possible future budget cuts (Property Tax

Replacement Aid). The Committee has spent a considerable amount of time reviewing the options and has determined that the Rural Transit Service could be run in-house by hiring part-time roster drivers, using County staff for oversight of the program, and having light maintenance of the buses done in-house. Storage of the buses will take place at the former Highway Department shop. The Committee has developed a time frame for implementation by July 15th, providing the budget cuts do not materialize.

The Committee discussed the possibility of hiring a new part-time person to conduct the light maintenance of the vehicles. Consensus of the Board was that further exploration should occur with respect to having the Highway Department staff take care of this maintenance at the Joint Highway Maintenance Facility (oil changes, belts, etc.).

Commissioner Brunsvold inquired as to whether or not the Agreement for the Joint Highway Maintenance Facility allows for the vehicles of other programs/departments to be serviced at the Facility.

On motion by McCarthy, seconded by Waller, and unanimously carried, the Board authorized the hiring of part time roster driers, with the understanding that operation of the Rural Transit program in-house is contingent upon receipt of Property Tax Replacement Aid, and directed that the possibility of maintaining the buses at the Joint Highway Maintenance Facility be explored.

WEST CENTRAL TRANSPORTATION SURVEY

Planning and Environmental Programs Director Tim Magnusson will complete the West Central Transportation Survey with the Board members at the meeting May 27.

COMMITTEE REPORTS/COUNTY ADMINISTRATOR UPDATE/LEGISLATIVE UPDATE

CSAH 11 Project condemnation - County Administrator Vijay Sethi informed the Board that apparently the property owner's (Krueger) refusal to sign easement documents in connection with the CSAH 11 project, stem from work done in the area six years ago.

CSAH 34 project - The Board discussed the fact that Department of Natural Resources and U.S. Fish & Wildlife demands will likely delay the CSAH 34 project to 2004. Commissioner Waller expressed his intention to attend the next meeting with those entities concerning this project, and felt local legislators should be informed of the demands concerning design changes.

Joint Powers Collaborative - Commissioner McCarthy informed the Board that \$1.4 million in grant requests have been submitted for consideration, while only \$1 million is available.

ADJOURN

The meeting adjourned at 10:15 a.m.